

**TITLE:** Extra Work Biological Services for  
CP 1C

**DATE:** 01/07/2016

**PROJECT:** Construction Package No. 1

**CONTRACT NO:** HSR 13-06

**CONTRACTOR:** Attn: Jim Laing  
Tutor Perini/Zachry/Parsons, a Joint Venture  
1401 Fulton Street  
Suite 400  
Fresno, CA 93721

**DESCRIPTION OF CHANGE:**

This supplemental change order is for continued biological services performed by the Contractor's subcontractor, Environmental Science Associates (ESA), to satisfy requirements set forth in the California Department of Fish and Wildlife (CDFW) Incidental Take Permit (ITP) dated March 12, 2014 and Master Streambed Alteration Agreement (MSAA) dated March 13, 2014 and subsequent amendments for Construction Package (CP) segment 1C not included as work required by executed Governmental permits prior to award. This work shall include preconstruction biological surveys and monitoring, biological surveys and monitoring due to extra demolition work, CDFW sub-notification preparation, ITP monthly and annual reporting, and required documentation revision due to new measures. The period of performance for this supplemental change order work is to end March 31, 2016.

The Contractor shall be in accordance with Section 17.9.2.2 "Daily Reports" of the General Provisions, whereas daily reports for these services shall be submitted to the Authority's Environmental Oversight Manager for review and approval within five (5) calendar days after the work has occurred. Daily reports submitted after five (5) calendar days will be ineligible for payment. The Contractor's Daily Reports will be reviewed by the Authority's Environmental Oversight Manager within five (5) calendar days after being received from the Contractor.





**EXTRA WORK @ FORCE ACCOUNT:**

For this work, the Contractor's subcontractor will be paid by the method of Time & Materials against the pay item established by the original Change Order No. 00029.2. Labor, materials and equipment, as approved by the Engineer, will be paid for in accordance with the provisions in Section 17.9, Book 2, Part B, "Time and Materials Change Orders," of the General Provisions. The estimated cost of this supplemental and original work will remain at \$100,000.00. The Contractor shall notify the Authority when 75% (\$75,000.00) of the allotment amount has been expended in order to determine if additional funds will be required to complete the work.

**TIME ADJUSTMENT:**

There will be no time adjustment by reason of this change order since the work involved does not affect the controlling operation(s).

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
N/A	00001	Extra Work Biological Services for CP 1C	1.0	T&M	0	0	0
<b>Estimated Cost:</b>						<b>\$0.00</b>	<b>0</b>

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			

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**Release of Claims**

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.


**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.


**Tutor Perini/Zachry/Parsons, a Joint Venture**

Acceptance by		
Signature 	Jim Laing - Project Manager/Director	Date 1/8/16

**California High-Speed Rail Authority**

Submitted by		
Signature 	John C. Lee - D-B Oversight Manager	Date 01-11-16

Recommended by		
Signature 		Date 1/22/16

Approval by		
Signature 	Hugo Mejia - Design & Construction Manager	Date 1/22/16

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
